

BOARD OF BARBERING AND COSMETOLOGY

INITIAL STATEMENT OF REASONS

Subject Matter of Proposed Regulations: Unregulated Services

Section Affected: 16 CCR, Section 966

Introduction:

The highest priority of the Board of Barbering and Cosmetology (hereinafter, Board) is consumer protection. It accomplishes this by regulating and monitoring the activities and services enumerated under Section 7316 of the Business and Professions Code. The Barbering and Cosmetology industry, however, has evolved over the years. Many services and activities that fall outside the scope of practice described in 7316 are now offered in salons throughout California, whether it be permanent make-up (tattooing), teeth whitening, massage or other “health and beauty” –related activities. The Board’s concern is that without the regulation, consumers may be misled into partaking of these services in the mistaken belief that they are under the jurisdiction and protection of the Board.

Specific Changes and Factual Basis/Rationale

Adopt Section 966 as part of the California Code of Regulations

The specific purpose of this proposed regulation is to ensure that consumers are fully informed as to what services are not regulated by the Board when they visit a California beauty salon, spa or anywhere else that barbering and cosmetology services are available. This information is necessary in order for consumers to make intelligent decisions about the services they purchase and the professionals they employ.

Underlying Data

- Board Minutes, dated January 11, 2011

Business Impact

The Board has determined that the proposed regulatory action will not have a significant impact on businesses

Specific Technologies or Equipment

None

Consideration of Alternatives

No reasonable alternative which was considered or that has otherwise been identified and brought to the attention of the Board would be either more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed regulation.